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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/028,981	12/28/2001	Wook-Sung Kim	8733.570.00	3738
30827	7590	06/30/2004	EXAMINER	
MCKENNA LONG & ALDRIDGE LLP			ERDEM, FAZLI	
1900 K STREET, NW			ART UNIT	
WASHINGTON, DC 20006			PAPER NUMBER	
			2826	

DATE MAILED: 06/30/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/028,981

Applicant(s)

KIM ET AL.

Examiner

Fazli Erdem

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 13 April 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 2,3,5-8,10-13,15,16,18-21 and 23-28 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 27 and 28 is/are allowed.
- 6) ☒ Claim(s) 2,3,5-8,11-13,15,16,18-21 and 24-26 is/are rejected.
- 7) ☒ Claim(s) 10 and 23 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

DETAILED ACTION

Allowable Subject Matter

1. Claims 27 and 28 allowed.
2. Claims 10 and 23 objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 2, 3, 7, 11, 13, 15, 16, 20, 24 and 26 rejected under 35 U.S.C. 103(a) as being unpatentable over Nishida (US 2002/0030780) in view of Winker et al. (5,504,603)

Regarding Claims 2, 3, 7, 11, 13, 15, 16, 20, 24 and 26, Nishida et al. disclose an active matrix liquid crystal display panel where in Fig. 19, orientation films 23 and 56, compensation plate 35 and polarization layer 34 and 5 are disclosed. Nishida et al. fail to disclose the required A-plate, O-plate and A-plate combination for compensation layer. However, Winker et al. disclose an optical compensator for improved gray scale performance in liquid crystal display where in Fig. 12, the required A-plate, O-plate and A-plate combination for the compensation layer is disclosed.

It would have been obvious to one of having ordinary skill in the art at the time the invention was made to include the required A-plate, O-plate and A-plate configuration

for the compensation layer in Ishida et al. as taught by Winker et al, in order to have a liquid crystal display device with higher performance.

5. Claims 5, 6, 8, 12, 18, 19, 21 and 25 rejected under 35 U.S.C. 103(a) as being unpatentable over Nishida (US 2002/0030780) in view of Winker et al. (5,504,603) further in view of Skarohlid (6,266,114)

Regarding Claims 5, 6, 8, 12, 18, 19, 21 and 25 Nishida et al. disclose an active matrix liquid crystal display panel where in Fig. 19, orientation films 23 and 56, compensation plate 35 and polarization layer 34 and 5 are disclosed. Nishida et al. fail to disclose the required A-plate, O-plate and A-plate combination for compensation layer and the required retardation values. However, Winker et al. disclose an optical compensator for improved gray scale performance in liquid crystal display where in Fig. 12, the required A-plate, O-plate and A-plate combination for the compensation layer is disclosed. Furthermore, Skarohlid discloses a method and apparatus for compensating a liquid crystal display where in the claims section the required values for the retardation are disclosed.

It would have been obvious to one of having ordinary skill in the art at the time the invention was made to include the required A-plate, O-plate and A-plate configuration for the compensation layer and the required retardation values in Nishida et al. as taught by Winker et al and Skarohlid respectively, in order to have a liquid crystal display device with higher performance.

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Conclusion


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Fazli Erdem whose telephone number is (703) 305-3868. The examiner can normally be reached on M - F 8:00 - 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan Flynn can be reached on (703) 308-6601. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

FE

June 25, 2004


Minhloan Tran
Primary Examiner
Art Unit 2826